

Message Text

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PAGE 01 STATE 058898

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TO AMEMBASSY COPENHAGEN

AMEMBASSY NAIROBI

UNCLAS STATE 058898

FOLL SENT ACTION SECSTATE FROM USUN 29 MAR 73 REPEATED TO YOU QUOTE

UNCLAS USUN 1093

E. O. 11652: N/ A

TAGS: PBOR, UN

SUBJ: LOS: WORKING GROUP 2 OF SUBCOMMITTEE III, 12 TH
MEETING, MARCH 28

1. CONTINUED DISCUSSION OF GLOBAL AND REGIONAL COOPERATION (ITEM 4 OF COMPARATIVE TABLE), BUT ALSO DECIDED TO DISCUSS TECHNICAL ASSISTANCE (ITEM 6) AT SAME TIME, BECAUSE OF CLOSE RELATIONSHIP OF SUBJECT MATTER.
2. U. S. DEL POSED QUESTIONS AS FOLLOWS: (I) SHOULD THERE BE AN OBLIGATION ON STATES TO PROVIDE TECHNICAL ASSISTANCE; (II) SHOULD STATES BE OBLIGED TO ACCEPT ASSISTANCE; AND (III) WHAT IS THE ROLE OF INTERNATIONAL ORGANIZATIONS TO BE WITH RESPECT TO THIS ISSUE? HE SAID THAT A ROLE FOR INTERNATIONAL ORGANIZATION INCLUDING ISRA MAY OBIATE THE POLITICAL PROBLEMS POSED BY QUESTIONS (I) AND (II).
3. DENMARK SPOKE OF RIGHT OF A COASTAL STATE TO APPLY ADEQUATE MEASURES BEYOND THE TERRITORIAL SEA IN A UNCLASSIFIED

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PAGE 02 STATE 058898

DEFINED POLLUTION CONTROL ZONE. THE RIGHTS OF THE COASTAL STATE MUST NOT INTERFERE UNREASONABLY WITH OTHER USES OF THE SEA. THE GOVERNING RULES MUST BE BASED ON INTERNATIONAL LAW WHICH BALANCES THE RIGHTS AND RISKS INVOLVED. THEY FAVOR AUSTRALIAN PRINCIPLES (A) AND (F) AND SIMILAR ARTICLES IN THE MALTESE AND CANADIAN DRAFTS. THEY REJECT THE IDEA THAT PENDING INTERNATIONAL AGREEMENT, 5#3 :9- 5-) 5-53 :-, 5-(3 .3- 743 ?369,\$ 534485948-) 3-. INTERNATIONAL RULES AND STANDARDS ARE THE ONLY VALID BASIS FOR THE EXERCISE OF THE COASTAL STATES RIGHTS. 5#3 8,534,-589,-) 47)3 :97)\$?3 .-\$3 8, 8.:9 94 8, 5#3 #7-, 3,;849,.3,5 3:435-48-5.

4. KENYA SUGGESTED THAT DEVELOPING COASTAL STATES SHOULD RECEIVE PREFERENTIAL CONSIDERATION IN THE PROVISION OF MULTILATERAL MARINE POLLUTION CONTROL AND TECHNICAL ASSISTANCE AID FACILITIES AND IN THE UTILIZATION OF THE SERVICES OF SPECIALIZED INTERNATIONAL ORGANIZATIONS SET UP FOR THE PURPOSE OF CONTROLLING MARINE POLLUTION.

SCHAUFEE UNQUOTE RUSH

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